IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION NO. 8647 OF 1991

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the Civil Judge?

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AMRELI DIST. CENTRAL CO.OP. BANK LTD. - Petitioner(s)
Versus
STATE OF GUJARAT & ANR. - Respondent(s)

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Appearance :
MR. TUSHAR MEHTA for Petitioner(s).
MRS. FALGUNI PATEL, AGP for Respondent No(s):1.
NONE for Respondent(s) : 2.

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 17/06/2006

ORAL JUDGMENT

By way of this petition under Article 226 of the Constitution of India, the petitioner has prayed for an appropriate writ, direction or order, quashing and setting aside the impugned order at Annexure-A dated 8th

October, 1991 passed by the State Government insofar as the appointment of respondent No.2 as a Government Nominee on the Board of Directors of the petitioner-Bank is concerned.

It is required to be noted that the appointment of respondent No.1 was made in the year 1991 and normally, the term of the Directors is between three to five years and, therefore, by afflux of time, the present Special Civil Application has become infructuous as in between at least two to three fresh elections must have been conducted. Hence, without entering into the merits of the case, the present petition is disposed of as having become infructuous. Rule is discharged. Interim relief, if any, granted earlier shall stand vacated. No costs.

[M. R. Shah, J.]

*kamlesh**